

#8
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: LABRIE et al

SERIAL NO: 09/786,305

FILED: MARCH 2, 2001

FOR: APPARATUS FOR DEPLOYING AN AIRBAG THROUGH ...

DOCKET: TRM DV2539

BOX PCT

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING

REQUIREMENTS UNDER 35 U.S.C. 371

Dear Sir:

In response to the Notice to File Missing Parts of Application mailed May 8, 2001 (copy attached), submitted herewith is a four (4) page Declaration and Power of Attorney form executed by the Inventors with respect to the above identified patent application. Applicant also attaches a Petition under PCT Rule 4.15(b) and 37 CFR 1.425.

Form PTO-2038 authorizing credit card payment in the amount of \$130.00 to cover the surcharge is enclosed.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account No. 08-1391.

12/14/2001 UEDUVIJE 00000149 09786305

61 FC:110
02 FC:154

144.00 GP
130.00 OP

Respectfully submitted,



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CERTIFICATE OF EXPRESS MAILING

“Express Mail” Mailing Label No. EL 848061990 US
Date of Deposit November 8, 2001

I hereby certify that this paper and the papers listed thereon are being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 CFR 1.10 on the date indicated above and is addressed to BOX PATENT APPLICATION, Assistant Commissioner of Patents & Trademarks, Washington, DC 20231

Signature of Person Mailing Carol McClelland

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UNITED STATES PATENT AND TRADEMARK OFFICE

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Washington, D.C. 20231
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U.S. APPLICATION NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

09/786305

LABRIE

C

TRM DV2539

INTERNATIONAL APPLICATION NO.

PCT/US99/13592

I.A. FILING DATE PRIORITY DATE

16 JUN 99

19 JUN 98

DATE MAILED: 08 MAY 2001

6/8/01

BEST AVAILABLE COPY

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494) an Elected Office (37 CFR 1.495):

<input checked="" type="checkbox"/> U.S. Basic National Fee.	<input type="checkbox"/> Indication of Small Entity Status.
<input checked="" type="checkbox"/> Copy of the international application.	<input type="checkbox"/> Translation of the international application into English.
<input type="checkbox"/> Oath or Declaration of inventors(s).	<input type="checkbox"/> Translation of Article 19 amendments into English.
<input type="checkbox"/> Copy of Article 19 amendments.	<input type="checkbox"/> Other:
<input type="checkbox"/> Priority Document.	
<input type="checkbox"/> The International Preliminary Examination Report in English and its Annexes, if any.	
<input type="checkbox"/> Translation of Annexes to the International Preliminary Examination Report into English.	

10/8/01

2. Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

U.S. Basic National Fee. Copy of the international application.

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3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.

7. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: PCT/DO/EO/917

Notice of Defective Translation

PTO-875

PCT/DO/EO/920

Barbara A. Campbell

Telephone: 703-305-3631

FORM PCT/DO/EO/905 (March 2001)

ENTERED